

## **Readoption Review**

### **410 IAC 35-1 Disposition of Aborted Remains Definitions**

### **410 IAC 35-2 Disposition of Aborted Remains**

IC 4-22-2.5-3.1(c) requires an agency to conduct a review to consider whether there are alternative methods of achieving the purpose of the rule that are less costly or less intrusive, or that would minimize the economic impact of the proposed rule on small business.

#### **Description of Rule:**

The rules set forth the statutory requirements for the disposition of aborted remains by surgical abortion providers.

#### **Readoption Analysis:**

**1) Is there a continued need for this rule? Please explain.**

Yes. The oversight and regulation of disposition of aborted remains is required by statute.

**2) What is the nature of any complaints or comments received from the public, including small business, concerning the rule or the implementation of the rule by the agency?**

We have received no complaints or comments from the general public about the rule or its implementation. The regulated providers sometimes disagree with findings made in surveys and concordant application of the rules. This disagreement is expressed and sometimes remedied through the administrative appeals process, which provides a full channel with due process for addressing any specific grievances.

**3) Examine the complexity of the rule, including difficulties encountered by the agency in administering the rule and small businesses in complying with the rule.**

This rule is not complex and is easily understood by the vast majority of regulated providers. Any difficulties a small business has in complying cannot be attributed to any complexity of the rule.

**4) To what extent does the rule overlap, duplicate, or conflict with other federal, state, or local laws, rules, regulations, or ordinances?**

There is no overlap, duplication, or conflict with federal, other state, or local laws, rules, regulations, or ordinances.

- 5) **When was the last time the rule was reviewed under this section or otherwise evaluated by the agency, and the degree to which technology, economic conditions, or other factors have changed in the area affected by this rule since that time?**

This is the first readoption review of this rule since the rule as promulgated and duly adopted by the agency.

July 21, 2021